

From: [Fugh, Justina](#)
To: [Bennett, Tate](#)
Cc: [Ross, Margaret](#)
Subject: CORRECTED A TYPO: where oh where is your financial disclosure report?
Date: Friday, August 11, 2017 9:02:00 PM

REMINDER: You asked for and received a 90 day extension, which expired on 7/18/17. Your 30 day grace period expires on THURSDAY, August 17. I cannot give you any more time, so please don't ask. We can assess a \$200 late filing fee if you don't get your report in by THURSDAY.

According to INTEGRITY, you have not yet submitted your report. If you think you did – HA! – think again! You need to go into INTEGRITY (www.integrity.gov) to open your form, then scroll down the left hand menu to click on “submit report.” Wait for that page to load, then scroll down the page to get to the attestation paragraph. Attest and then hit the submit button.

Here are your reminders about filling out the form online

EPA has now moved to an entirely electronic filing system next year (called INTEGRITY.gov or INTEGRITY), so you must file the form (now called the OGE 278e) electronically. You are required by law to complete the form, which will help us determine whether you have any financial conflicts of interest or other ethics concerns. There are several important things to know about the OGE-278e: (1) it is a public form (which means that anyone can ask for a copy of your form, but Congress repealed the requirement for public posting to the internet); (2) you have to fill it out every year you are in this position; (3) when you leave the position, you will have to file a termination report; and (4) you will be subject to a late filing fee of \$200 for not filing your report timely, and there are also civil and criminal penalties for failure to file at all or for inaccurate reporting.

THE FINANCIAL DISCLOSURE REPORT, OGE-278e

We created an account for you in INTEGRITY, which is the electronic filing system operated and secured by the Office of Government Ethics (OGE). Your user ID is your EPA email address. You were assigned a “new entrant” report with the EPA’s business address already included. Do not enter your personal home address in that place. For help in INTEGRITY, check out the information on the OGC/Ethics website at <http://intranet.epa.gov/ogc/Integrity/Landingpage.html> . The email from INTEGRITY.gov will provide you with specific instructions to log into the federal government’s max.gov site, the gateway to INTEGRITY.

HELPFUL HINTS FOR FILLING OUT THE FORM

- This is a wretched and exacting form.
- You will get three different places to report assets: filer's employment-related assets and income, spouse's employment related assets and income , and other assets and income. So you are reporting the assets for yourself, your spouse and your dependent children. We don't really care where you report your assets, just that you do report them all someplace.
- You must include any investment asset that is worth more than \$1000. Include any income from any source that exceeded \$200 during the reporting period (including outside jobs or hobbies, rental income). Include any cash/savings accounts that have more than \$5000.
- Enter each asset separately. Don't lump items together on one line. Be sure to provide the valuation of the asset AND the amount of the income. For assets that aren't mutual funds, you also have to report the type of income (e.g., dividends, cap gains).
- For 401(k) or IRA plans, provide the name of each of the underlying assets. Don't just write "Vanguard IRA" or "mutual fund." You must specify each asset separately and give the valuation and amount of accrued investment income. The definition of "investment income" is NOT tied to what's taxable! You must report accrued income, even if tax deferred or exempt, that you got in the asset over the reporting period (which is last calendar year + this calendar year, up to the date of filing). Look at 1099 forms for the accrued income from investments or review your statements.
- Do not report your federal salary, your spouse's federal salary, or TSP
- But if you (not your spouse) have any earned income (e.g., outside job, paid pension), you have to report the actual amount of that income.
- But if your spouse works outside of federal service, then include your spouse's employer but not the amount of your spouse's salary. If you are not legally married, do not report your significant other's employer.
- Don't forget to include any life insurance policies (whole life or variable life) as well as the underlying investments, but do not report term life insurance.
- If you have nothing to report in a section, be sure to click the "nothing to report" button

Let me know if you have any problems! Just get SOMETHING submitted to stop the clock, and we'll help you with the rest!

Cheers,

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: [Fugh, Justina](#)
To: [Ferguson, Lincoln](#)
Cc: [Ross, Margaret](#)
Subject: CORRECTED A TYPO: where oh where is your financial disclosure report?
Date: Friday, August 11, 2017 9:01:00 PM

REMINDER: You asked for and received a 90 day extension, which expired on 7/17/17. Your 30 day grace period expires on WEDNESDAY, August 16. I cannot give you any more time, so please don't ask. We can assess a \$200 late filing fee if you don't get your report in by Wednesday.

According to INTEGRITY, you have not yet submitted your report. If you think you did – HA! – think again! You need to go into INTEGRITY (www.integrity.gov) to open your form, then scroll down the left hand menu to click on “submit report.” Wait for that page to load, then scroll down the page to get to the attestation paragraph. Attest and then hit the submit button.

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- But if you (not your spouse) have any earned income (e.g., outside job, paid pension), you have to report the actual amount of that income.
- But if your spouse works outside of federal service, then include your spouse's employer but not the amount of your spouse's salary. If you are not legally married, do not report your significant other's employer.
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Cheers,

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: [Fugh, Justina](#)
To: [Ross, Margaret](#)
Subject: FW: Kevin Chmielewski
Date: Monday, February 05, 2018 10:56:00 AM

FYI

From: Minoli, Kevin
Sent: Monday, February 05, 2018 10:56 AM
To: Fugh, Justina
Subject: RE: Kevin Chmielewski

Hi Justina- Kevin C has left EPA. (b) (5)

We will let you know if there is a good way to connect with Kevin for follow up.

Kevin

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

From: Fugh, Justina
Sent: Friday, February 02, 2018 2:35 PM
To: Minoli, Kevin <Minoli.Kevin@epa.gov>
Subject: Kevin Chmielewski

FYI

From: Fugh, Justina
Sent: Wednesday, January 31, 2018 11:04 AM
To: Chmielewski, Kevin <chmielewski.kevin@epa.gov>
Cc: Minoli, Kevin <Minoli.Kevin@epa.gov>; Ross, Margaret <Ross.Margaret@epa.gov>
Subject: important information about your financial disclosure report

Hi there,

OGC/Ethics has not yet received your new entrant report, and now we have even more reason to be concerned. We have been told informally that a non-federal entity is considering filing a lawsuit to compel EPA to release all new entrant reports, even if not yet certified. They plan to commence that action on Monday, February 5. In your case, of course, we have nothing to provide at all, which will be a story unto itself.

As you have been informed multiple times, you were required to file that new entrant report in INTEGRITY within 30 days, but we were quite generous in our extensions. To remind, you were required to file your new entrant OGE-278 report following your appointment to the United States Environmental Protection Agency on April 23, 2017. That report was due on May 23, 2017. Two days prior to the deadline, you requested and received a 90 day extension which made your report due on August 21, 2017. You also thought that filing a paper report, rather than in INTEGRITY, might be easier. To that end, I give you a blank paper report. Alas, despite many reminders, you have failed to file your new entrant report. You need to get this done, Kevin.

You are obliged by law to file that report and, pursuant to 5 C.F.R. § 2634.704, you are now subject to the \$200 late filing fee. Please submit your completed report to me *immediately* together with a check made out to the U.S. Treasury in the amount of \$200. Please note, however, that filing this tardy new entrant report in no way absolves you from your obligation to file your annual report by

May 15, 2018. Should you fail to file that report, you can be fined \$200 again.

If you wish to request a waiver of the late filing fee, please do so in writing to Kevin Minoli, Designated Agency Ethics Official, and provide an explanation with supporting documentation. Seeking a waiver, does not, however, absolve you of the filing requirements.

Individuals who fail to file required public disclosure reports risk serious consequences, including Agency disciplinary action pursuant to 5 U.S.C. app. § 104(c) and 5 C.F.R. § 2634.701(d), civil action pursuant to 5 U.S.C. app. § 104(a)(1), and criminal penalties pursuant to 5 U.S.C. app. § 104(a)(2) and 18 U.S.C. § 1001. Of course, we don't want those things to happen to you, so do your part to meet your legal requirements as soon as you can.

Thanks,

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: [Fugh, Justina](#)
To: [Bowman, Liz](#)
Cc: [Minoli, Kevin](#); [Ross, Margaret](#); [Grantham, Nancy](#)
Subject: heads up?
Date: Friday, February 02, 2018 10:09:00 AM

Hi Liz,

You remember that the public financial disclosure reports of anyone at EPA can be requested and released, right? Well, under the law, we are supposed to release the report (whether reviewed and certified by OGC/Ethics or not) within 30 days of receiving it. Thus, any requestor might expect to see a report within 30 days of sending in the request. What we have done historically in OGC/Ethics was to do our best to certify reports before release. And, until now, requestors have been okay with our tardiness in releasing reports.

I was told informally that CREW intends to file suit against EPA for failing to meet our deadlines in releasing reports to them, unless we release what we have by Monday, February 5. To that end, OGC/Ethics has notified the few remaining new entrant filers to urge them to answer the outstanding questions. In some cases, we have been waiting for answers for more than five months.

I'm writing to let you know that there may be a news story of some kind based on the fact that we have a handful of new entrant filers whose reports are still not certified. Here they are,

(b) (5)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

In addition, we have outstanding reports to release that we could not certify for people who have since left EPA: David Schnare, George Sugiyama, Madeline Morris. And we never got any report from Sydney Hupp.

I don't know if this will be a story or not, Liz, but thought you'd like to know the background.

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: [Fugh, Justina](#)
To: [Chmielewski, Kevin](#)
Cc: [Minoli, Kevin](#); [Ross, Margaret](#)
Subject: important information about your financial disclosure report
Date: Wednesday, January 31, 2018 11:04:00 AM
Attachments: [OGE Form 278e PDF ver.pdf](#)
[OGE Form 278e Excel ver.xls](#)

Hi there,

OGC/Ethics has not yet received your new entrant report, and now we have even more reason to be concerned. We have been told informally that a non-federal entity is considering filing a lawsuit to compel EPA to release all new entrant reports, even if not yet certified. They plan to commence that action on Monday, February 5. In your case, of course, we have nothing to provide at all, which will be a story unto itself.

As you have been informed multiple times, you were required to file that new entrant report in INTEGRITY within 30 days, but we were quite generous in our extensions. To remind, you were required to file your new entrant OGE-278 report following your appointment to the United States Environmental Protection Agency on April 23, 2017. That report was due on May 23, 2017. Two days prior to the deadline, you requested and received a 90 day extension which made your report due on August 21, 2017. You also thought that filing a paper report, rather than in INTEGRITY, might be easier. To that end, I give you a blank paper report. Alas, despite many reminders, you have failed to file your new entrant report. You need to get this done, Kevin.

You are obliged by law to file that report and, pursuant to 5 C.F.R. § 2634.704, you are now subject to the \$200 late filing fee. Please submit your completed report to me *immediately* together with a check made out to the U.S. Treasury in the amount of \$200. Please note, however, that filing this tardy new entrant report in no way absolves you from your obligation to file your annual report by May 15, 2018. Should you fail to file that report, you can be fined \$200 again.

If you wish to request a waiver of the late filing fee, please do so in writing to Kevin Minoli, Designated Agency Ethics Official, and provide an explanation with supporting documentation.

Seeking a waiver, does not, however, absolve you of the filing requirements.

Individuals who fail to file required public disclosure reports risk serious consequences, including Agency disciplinary action pursuant to 5 U.S.C. app. § 104(c) and 5 C.F.R. § 2634.701(d), civil action pursuant to 5 U.S.C. app. § 104(a)(1), and criminal penalties pursuant to 5 U.S.C. app. § 104(a)(2) and 18 U.S.C. § 1001. Of course, we don't want those things to happen to you, so do your part to meet your legal requirements as soon as you can.

Thanks,

Justina

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Note to be sent to:

- Sugiyama, George
- Chmielewski, Kevin
- Ferguson, Lincoln
- Greenwalt, Sarah
- Hupp, Milan
- Hupp, Syndey
- Kelly, Albert
- Lyons, Troy
- Morris, Madeline
- Schnare, David

Dear Public Financial Disclosure Filers,

I'm writing to inform you of a change in policy regarding the release of incomplete or uncertified public financial disclosure reports. The Ethics in Government Act of 1978 states that all Federal agencies must allow inspection of, or furnish a copy of, any public financial disclosure report within 30 days of its due date, regardless of its review or certification status (5 U.S.C. App. § 105). This means that, barring extensions granted for cause, your report would be releasable 30 days after the appointment for new entrant reports, 30 days after May 15 for annual reports, and 30 days after separation for termination reports.

(b) (5) The

278 report is very thorough and detailed in its requests for financial information, and it is rare for a new filer to fully understand its comprehensiveness or reporting structure in a first attempt at filing. For this reason, EPA has traditionally worked with filers to bring their reports into compliance prior to releasing. No OGE request is considered closed until all requested reports have been furnished. However, due to resource restrictions, OGC Ethics has not been able to work with filers to bring those reports into completion in a timely way.

A group of requestors has challenged the Agency's practice, and has given the Agency until 2/5/18 to bring its practice into compliance with the law, else be sued for noncompliance. You are one of 10 individuals whose report has not been released to requestors because your report has not been submitted, is not complete, or is otherwise uncertifiable in its current state. **Your report will be released to all requestors on 2/5/18 regardless of its level of completion.** You have until that date to respond to requests for information, work with ethics staff, and otherwise prepare your report for scrutiny.

Please note that a failure to file, or filing a false report can carry significant consequences, including fines for late filing, as well as civil and criminal prosecution for willful failures to file required information (5 U.S.C. App. § 104).

Please attend to your reports soon and with due consideration. If you wish to work with an Ethics Official to complete your report, please contact Justina Fugh (202) 564-1786 or Margaret Ross (202) 564-3221.

Sincerely,

Margaret Ross | Ethics Officer | Office of General Counsel | US EPA | William Jefferson Clinton Federal Building Room 4310A North | Washington, DC 20460 (for ground deliveries: 20004) | phone 202-564-3221

From: [Fugh, Justina](#)
To: [Minoli, Kevin](#)
Subject: Kevin Chmielewski
Date: Friday, February 02, 2018 2:34:00 PM
Attachments: [OGE Form 278e PDF ver.pdf](#)
[OGE Form 278e Excel ver.xls](#)

FYI

From: Fugh, Justina
Sent: Wednesday, January 31, 2018 11:04 AM
To: Chmielewski, Kevin
Cc: Minoli, Kevin ; Ross, Margaret
Subject: important information about your financial disclosure report

Hi there,

OGC/Ethics has not yet received your new entrant report, and now we have even more reason to be concerned. We have been told informally that a non-federal entity is considering filing a lawsuit to compel EPA to release all new entrant reports, even if not yet certified. They plan to commence that action on Monday, February 5. In your case, of course, we have nothing to provide at all, which will be a story unto itself.

As you have been informed multiple times, you were required to file that new entrant report in INTEGRITY within 30 days, but we were quite generous in our extensions. To remind, you were required to file your new entrant OGE-278 report following your appointment to the United States Environmental Protection Agency on April 23, 2017. That report was due on May 23, 2017. Two days prior to the deadline, you requested and received a 90 day extension which made your report due on August 21, 2017. You also thought that filing a paper report, rather than in INTEGRITY, might be easier. To that end, I give you a blank paper report. Alas, despite many reminders, you have failed to file your new entrant report. You need to get this done, Kevin.

You are obliged by law to file that report and, pursuant to 5 C.F.R. § 2634.704, you are now subject to the \$200 late filing fee. Please submit your completed report to me *immediately* together with a check made out to the U.S. Treasury in the amount of \$200. Please note, however, that filing this tardy new entrant report in no way absolves you from your obligation to file your annual report by May 15, 2018. Should you fail to file that report, you can be fined \$200 again.

If you wish to request a waiver of the late filing fee, please do so in writing to Kevin Minoli, Designated Agency Ethics Official, and provide an explanation with supporting documentation.

Seeking a waiver, does not, however, absolve you of the filing requirements.

Individuals who fail to file required public disclosure reports risk serious consequences, including Agency disciplinary action pursuant to 5 U.S.C. app. § 104(c) and 5 C.F.R. § 2634.701(d), civil action pursuant to 5 U.S.C. app. § 104(a)(1), and criminal penalties pursuant to 5 U.S.C. app. § 104(a)(2) and 18 U.S.C. § 1001. Of course, we don't want those things to happen to you, so do your part to meet your legal requirements as soon as you can.

Thanks,

Justina

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From: [Fugh, Justina](#)
To: [Minoli, Kevin](#)
Subject: Lincoln Ferguson
Date: Friday, February 02, 2018 2:33:00 PM

From: Fugh, Justina
Sent: Wednesday, January 31, 2018 11:52 AM
To: Ferguson, Lincoln
Cc: Ross, Margaret
Subject: IMPORTANT information about your financial disclosure report

Hi there,

I am writing to tell you that EPA has been told informally that a non-federal entity is considering filing a lawsuit to compel us to release all new entrant reports, even if not yet certified. You are one of 10 individuals whose reports have not yet been released to requestors because your report has not been submitted, is not complete, or is otherwise uncertifiable in its current state. (b) (5)

The 278 report is very thorough and detailed in its requests for financial information, and it is rare for a new filer to fully understand its comprehensiveness or reporting structure in a first attempt at filing. For this reason, EPA has traditionally worked with filers to bring their reports into compliance prior to releasing. But the fact is that the Ethics in Government Act of 1978 mandates that all Federal agencies must allow inspection of, or furnish a copy of, any public financial disclosure report within 30 days of its due date, regardless of its review or certification status. 5 U.S.C. app. § 105. In your case, OGC/Ethics received your new entrant report on August 15, 2017, and returned it to you for changes on August 25, 2017. Despite many reminders, you have not updated your report or answered any of our questions. To remind, your report was due 30 days after you started at EPA, which was March 13, 2017. We were quite generous in our extensions and gave you an additional 90 days, so your report was due on July 17, 2017. You filed your report on August 15, which was, which was just barely within the 30 day grace period before we would have to assess the \$200 late filing fee.

We have until Monday, February 5 to release any outstanding reports, including yours. **Your report will be released to all requestors on 2/5/18 regardless of its level of completion.** To remind, here are the questions we still have for you:

Comments of Reviewing Officials (not publicly displayed on report):

PART	#	REFERENCE	COMMENT
			(b) (6), (b) (5)
I	I		
I	I		
I	I		
I	I		

You have until Monday, February 5 to respond to our request for information, work with ethics staff, and otherwise prepare your report for scrutiny. **Please attend to your report as soon as possible.** If you need help, please contact me or Margaret Ross (202) 564-3221 immediately.

Thanks,

Justina

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From: Ross, Margaret
Sent: Tuesday, January 30, 2018 9:55 AM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Subject: Note for you or Kevin to send today re: 278 releases

Note to be sent to:

- Sugiyama, George
- Chmielewski, Kevin
- Ferguson, Lincoln
- Greenwalt, Sarah
- Hupp, Milan
- Hupp, Syndey
- Kelly, Albert
- Lyons, Troy
- Morris, Madeline
- Schnare, David

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Please note that a failure to file, or filing a false report can carry significant consequences, including fines for late filing, as well as civil and criminal prosecution for willful failures to file required information (5 U.S.C. App. § 104).

Please attend to your reports soon and with due consideration. If you wish to work with an Ethics Official to complete your report, please contact Justina Fugh (202) 564-1786 or Margaret Ross (202) 564-3221.

Sincerely,

Margaret Ross | Ethics Officer | Office of General Counsel | US EPA | William Jefferson Clinton Federal Building Room 4310A North | Washington, DC 20460 (for ground deliveries: 20004) | phone 202-564-3221

From: [Bennett, Tate](#)
To: [Fugh, Justina](#)
Cc: [Ross, Margaret](#)
Subject: RE: CORRECTED A TYPO: where oh where is your financial disclosure report?
Date: Tuesday, August 15, 2017 9:38:01 AM

Submitted. Let me know if it came through on your all's end. Thanks, guys!

From: Fugh, Justina
Sent: Friday, August 11, 2017 9:02 PM
To: Bennett, Tate <Bennett.Tate@epa.gov>
Cc: Ross, Margaret <Ross.Margaret@epa.gov>
Subject: CORRECTED A TYPO: where oh where is your financial disclosure report?

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THE FINANCIAL DISCLOSURE REPORT, OGE-278e

We created an account for you in INTEGRITY, which is the electronic filing system operated and secured by the Office of Government Ethics (OGE). Your user ID is your EPA email

address. You were assigned a “new entrant” report with the EPA’s business address already included. Do not enter your personal home address in that place. For help in INTEGRITY, check out the information on the OGC/Ethics website at <http://intranet.epa.gov/ogc/Integrity/Landingpage.html> . The email from INTEGRITY.gov will provide you with specific instructions to log into the federal government’s max.gov site, the gateway to INTEGRITY.

HELPFUL HINTS FOR FILLING OUT THE FORM

- This is a wretched and exacting form.
- You will get three different places to report assets: filer’s employment-related assets and income, spouse’s employment related assets and income , and other assets and income. So you are reporting the assets for yourself, your spouse and your dependent children. We don’t really care where you report your assets, just that you do report them all someplace.
- You must include any investment asset that is worth more than \$1000. Include any income from any source that exceeded \$200 during the reporting period (including outside jobs or hobbies, rental income). Include any cash/savings accounts that have more than \$5000.
- Enter each asset separately. Don't lump items together on one line. Be sure to provide the valuation of the asset AND the amount of the income. For assets that aren’t mutual funds, you also have to report the type of income (e.g., dividends, cap gains).
- For 401(k) or IRA plans, provide the name of each of the underlying assets. Don't just write "Vanguard IRA" or "mutual fund." You must specify each asset separately and give the valuation and amount of accrued investment income. The definition of “investment income” is NOT tied to what’s taxable! You must report accrued income, even if tax deferred or exempt, that you got in the asset over the reporting period (which is last calendar year + this calendar year, up to the date of filing). Look at 1099 forms for the accrued income from investments or review your statements.
- Do not report your federal salary, your spouse’s federal salary, or TSP
- But if you (not your spouse) have any earned income (e.g., outside job, paid pension), you have to report the actual amount of that income.
- But if your spouse works outside of federal service, then include your spouse's employer but not the amount of your spouse's salary. If you are not legally married, do not report your significant other's employer.

- Don't forget to include any life insurance policies (whole life or variable life) as well as the underlying investments, but do not report term life insurance.
- If you have nothing to report in a section, be sure to click the “nothing to report” button

Let me know if you have any problems! Just get SOMETHING submitted to stop the clock, and we'll help you with the rest!

Cheers,

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: [Fugh, Justina](#)
To: [Bowman, Liz](#); [Minoli, Kevin](#)
Cc: [Ross, Margaret](#); [Grantham, Nancy](#)
Subject: RE: heads up?
Date: Friday, February 02, 2018 1:56:00 PM

Hi Liz,

We have notified the tardy souls multiple times, and again urgently this week (with a note about the possible suit to compel release). With respect to the people who have left EPA, their forms are still releasable. What happened is that they left before finalizing their reports with us.

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: Bowman, Liz
Sent: Friday, February 02, 2018 12:53 PM
To: Minoli, Kevin <Minoli.Kevin@epa.gov>; Fugh, Justina <Fugh.Justina@epa.gov>
Cc: Ross, Margaret <Ross.Margaret@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: RE: heads up?

Right, I think it would be helpful if you all could let these folks know that they need to get this filed with you guys today or by Monday (if that is the correct date)? With regard to those who aren't here anymore (i.e. Maddy), is it accurate to state (b) (5)

[REDACTED]

From: Minoli, Kevin
Sent: Friday, February 2, 2018 12:51 PM
To: Bowman, Liz <Bowman.Liz@epa.gov>; Fugh, Justina <Fugh.Justina@epa.gov>
Cc: Ross, Margaret <Ross.Margaret@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: RE: heads up?

Hi Liz- (b) (5)

[REDACTED]

[REDACTED]

[REDACTED]

(b) (5)

Justina- (b) (5)

Liz- (b) (5)

Thanks,

Kevin

Kevin S. Minoli

Principal Deputy General Counsel

Office of General Counsel

US Environmental Protection Agency

Main Office Line: 202-564-8064

From: Bowman, Liz

Sent: Friday, February 02, 2018 11:09 AM

To: Fugh, Justina <Fugh.Justina@epa.gov>

Cc: Minoli, Kevin <Minoli.Kevin@epa.gov>; Ross, Margaret <Ross.Margaret@epa.gov>;
Grantham, Nancy <Grantham.Nancy@epa.gov>

Subject: RE: heads up?

Thanks; if people file this by the 5th, will it negate the lawsuit?

From: Fugh, Justina

Sent: Friday, February 2, 2018 10:09 AM

To: Bowman, Liz <Bowman.Liz@epa.gov>

Cc: Minoli, Kevin <Minoli.Kevin@epa.gov>; Ross, Margaret <Ross.Margaret@epa.gov>;
Grantham, Nancy <Grantham.Nancy@epa.gov>

Subject: heads up?

Hi Liz,

You remember that the public financial disclosure reports of anyone at EPA can be requested and released, right? Well, under the law, we are supposed to release the report (whether reviewed and certified by OGC/Ethics or not) within 30 days of receiving it. Thus, any requestor might expect to see a report within 30 days of sending in the request. What we have done historically in OGC/Ethics was to do our best to certify reports before release. And, until now, requestors have been okay with our tardiness in releasing reports.

I was told informally that CREW intends to file suit against EPA for failing to meet our deadlines in releasing reports to them, unless we release what we have by Monday, February 5. To that end, OGC/Ethics has notified the few remaining new entrant filers to urge them to answer the outstanding questions. In some cases, we have been waiting for answers for more than five months.

I'm writing to let you know that there may be a news story of some kind based on the fact that we have a handful of new entrant filers whose reports are still not certified. Here they are,

(b) (5)

In addition, we have outstanding reports to release that we could not certify for people who have since left EPA: David Schnare, George Sugiyama, Madeline Morris. And we never got any report from Sydney Hupp.

I don't know if this will be a story or not, Liz, but thought you'd like to know the background.

Justina

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From: [Fugh, Justina](#)
To: [Minoli, Kevin](#)
Subject: RE: Kevin Chmielewski
Date: Monday, February 05, 2018 10:56:00 AM

Oh my. Okay.

From: Minoli, Kevin
Sent: Monday, February 05, 2018 10:56 AM
To: Fugh, Justina
Subject: RE: Kevin Chmielewski

Hi Justina- Kevin C has left EPA. (b) (5)

[REDACTED] We will let you know if there is a good way to connect with Kevin for follow up.

Kevin

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

From: Fugh, Justina
Sent: Friday, February 02, 2018 2:35 PM
To: Minoli, Kevin <Minoli.Kevin@epa.gov>
Subject: Kevin Chmielewski

FYI

From: Fugh, Justina
Sent: Wednesday, January 31, 2018 11:04 AM
To: Chmielewski, Kevin <chmielewski.kevin@epa.gov>
Cc: Minoli, Kevin <Minoli.Kevin@epa.gov>; Ross, Margaret <Ross.Margaret@epa.gov>
Subject: important information about your financial disclosure report

Hi there,

OGC/Ethics has not yet received your new entrant report, and now we have even more reason to be concerned. We have been told informally that a non-federal entity is considering filing a lawsuit to compel EPA to release all new entrant reports, even if not yet certified. They plan to commence that action on Monday, February 5. In your case, of course, we have nothing to provide at all, which will be a story unto itself.

As you have been informed multiple times, you were required to file that new entrant report in INTEGRITY within 30 days, but we were quite generous in our extensions. To remind, you were required to file your new entrant OGE-278 report following your appointment to the United States Environmental Protection Agency on April 23, 2017. That report was due on May 23, 2017. Two days prior to the deadline, you requested and received a 90 day extension which made your report due on August 21, 2017. You also thought that filing a paper report, rather than in INTEGRITY, might be easier. To that end, I give you a blank paper report. Alas, despite many reminders, you have failed to file your new entrant report. You need to get this done, Kevin.

You are obliged by law to file that report and, pursuant to 5 C.F.R. § 2634.704, you are now subject to the \$200 late filing fee. Please submit your completed report to me *immediately* together with a check made out to the U.S. Treasury in the amount of \$200. Please note, however, that filing this tardy new entrant report in no way absolves you from your obligation to file your annual report by

May 15, 2018. Should you fail to file that report, you can be fined \$200 again.

If you wish to request a waiver of the late filing fee, please do so in writing to Kevin Minoli, Designated Agency Ethics Official, and provide an explanation with supporting documentation. Seeking a waiver, does not, however, absolve you of the filing requirements.

Individuals who fail to file required public disclosure reports risk serious consequences, including Agency disciplinary action pursuant to 5 U.S.C. app. § 104(c) and 5 C.F.R. § 2634.701(d), civil action pursuant to 5 U.S.C. app. § 104(a)(1), and criminal penalties pursuant to 5 U.S.C. app. § 104(a)(2) and 18 U.S.C. § 1001. Of course, we don't want those things to happen to you, so do your part to meet your legal requirements as soon as you can.

Thanks,

Justina

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From: [Fugh, Justina](#)
To: [Bennett, Tate](#)
Cc: [Ross, Margaret](#)
Subject: RE: where oh where is your 278?
Date: Thursday, August 09, 2018 4:33:00 PM

Yes, absolutely. We can't certify it until we know all of our pesky questions have been answered!

From: Bennett, Tate
Sent: Thursday, August 09, 2018 4:32 PM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Cc: Ross, Margaret <Ross.Margaret@epa.gov>
Subject: RE: where oh where is your 278?

I'm almost finished. Just adding my husband's info. Will you all be sending follow up questions again if you have any input?

From: Fugh, Justina
Sent: Tuesday, August 7, 2018 5:12 PM
Cc: Ross, Margaret <Ross.Margaret@epa.gov>
Subject: where oh where is your 278?

Hi there,
According to our records, you still have not submitted your annual public financial disclosure report (the OGE 278) in INTEGRITY. You asked for and were granted a 90-day extension, which means your report is due on Monday, August 13. You absolutely are required by law to complete this form (that reports on CY 2017). You have been receiving notification reminders from INTEGRITY.gov and now this email from me. Yikes! How are you doing on your report?

And, no, you cannot ask for any more extensions. There is, though, a 30 day grace period before we assess the \$200 late filing fee. So if you miss this Monday's deadline, then you have until September 12 before we fine you for a late report.

To get to your assigned annual report, go to www.integrity.gov. Your user ID is your most likely your EPA email address, but you may need to update your password, which is done through max.gov. Some people have reported frustration in getting a password reset. Our tips are to use Chrome, not Internet Explorer as your browser; use your EPA computer and, instead of a password, use your PIV card; and to check your junk, spam and clutter folders because, sometimes, the password reset messages go there instead of to your inbox. If all else fails, please contact Margaret Ross of Team Ethics.

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Come on ... ignoring this obligation will not make it go away!

Justina

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From: [Fugh, Justina](#)
To: [Lyons, Troy](#)
Cc: [Ross, Margaret](#)
Subject: RE: where oh where is your 278?
Date: Wednesday, June 27, 2018 11:43:00 AM

... but you need a reason!

From: Lyons, Troy
Sent: Wednesday, June 27, 2018 11:40 AM
To: Fugh, Justina
Cc: Ross, Margaret
Subject: RE: where oh where is your 278?
Thank you for the reminder, Justina.
I would like to request a 45 day extension to complete my 278.

From: Fugh, Justina
Sent: Wednesday, June 27, 2018 11:39 AM
Cc: Ross, Margaret <Ross.Margaret@epa.gov>
Subject: where oh where is your 278?

Hi there,

According to our records, **you still have not submitted your annual public financial disclosure report (the OGE 278) in INTEGRITY**. You asked for and were granted a 45-day extension, which means your report is **due this Friday, June 29**. You absolutely are required by law to complete this form (that reports on CY 2017). You have been receiving notification reminders from INTEGRITY.gov and now this email from me. Yikes! How are you doing on your report? If you need more time, you can ask me for one more extension of time, but you must ask before your deadline expires on Friday. To request another 45-day extension, send me an email with an explanation for why you need more time (e.g., travel, workload, need to gather financial information). If you don't ask for another extension, then you will have a 30 day grace period before we assess the \$200 late filing fee.

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20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: [Fugh, Justina](#)
To: [Lyons, Troy](#)
Cc: [Ross, Margaret](#)
Subject: RE: where oh where is your 278?
Date: Wednesday, June 27, 2018 11:47:00 AM

Okay. Your report is now due 8/13/18.

From: Lyons, Troy
Sent: Wednesday, June 27, 2018 11:44 AM
To: Fugh, Justina
Cc: Ross, Margaret
Subject: RE: where oh where is your 278?
Given my workload, I have not had time to dedicate to my 278 form

From: Fugh, Justina
Sent: Wednesday, June 27, 2018 11:43 AM
To: Lyons, Troy <lyons.troy@epa.gov>
Cc: Ross, Margaret <Ross.Margaret@epa.gov>
Subject: RE: where oh where is your 278?
... but you need a reason!

From: Lyons, Troy
Sent: Wednesday, June 27, 2018 11:40 AM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Cc: Ross, Margaret <Ross.Margaret@epa.gov>
Subject: RE: where oh where is your 278?
Thank you for the reminder, Justina.
I would like to request a 45 day extension to complete my 278.

From: Fugh, Justina
Sent: Wednesday, June 27, 2018 11:39 AM
Cc: Ross, Margaret <Ross.Margaret@epa.gov>
Subject: where oh where is your 278?

Hi there,

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If you need more time, you can ask me for one more extension of time, but you must ask before your deadline expires on Friday. To request another 45-day extension, send me an email with an explanation for why you need more time (e.g., travel, workload, need to gather financial information). If you don't ask for another extension, then you will have a 30 day grace period before we assess the \$200 late filing fee.

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From: [Fugh, Justina](#)
To: [Lyons, Troy](#)
Cc: [Ross, Margaret](#)
Subject: RE: where oh where is your 278?
Date: Tuesday, August 07, 2018 5:29:00 PM

Well, for your sake, I hope that it's before September 12 or else you'll owe \$200 twice!

From: Lyons, Troy
Sent: Tuesday, August 07, 2018 5:28 PM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Cc: Ross, Margaret <Ross.Margaret@epa.gov>
Subject: Re: where oh where is your 278?

Thanks for the reminder. My report will be completed soon; however, unlikely by 8-13. I'm coordinating w my wife to get it done.

Sent from my iPhone

On Aug 7, 2018, at 5:11 PM, Fugh, Justina <Fugh.Justina@epa.gov> wrote:

Hi there,
According to our records, you still have not submitted your annual public financial disclosure report (the OGE 278) in INTEGRITY. You asked for and were granted a 90-day extension, which means your report is due on Monday, August 13. You absolutely are required by law to complete this form (that reports on CY 2017). You have been receiving notification reminders from INTEGRITY.gov and now this email from me. Yikes! How are you doing on your report?

And, no, you cannot ask for any more extensions. There is, though, a 30 day grace period before we assess the \$200 late filing fee. So if you miss this Monday's deadline, then you have until September 12 before we fine you for a late report.

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Justina

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From: [Fugh, Justina](#)
Cc: [Ross, Margaret](#)
Bcc: [Allnutt, David](#); [Bahadori, Tina](#); [Battin, Andrew](#); [Behl, Betsy](#); [Bennett, Tate](#); [Brooks, Becky](#); [Brown, Byron](#); [Graham, Nancy](#); [Grifo, Francesca](#); [Hindin, David](#); [Lyons, Troy](#); [Manzanilla, Enrique](#); [Minoli, Kevin](#); [Mosby, Jackie](#); [Munns, Wayne](#); [Munoz, Charles](#); [Neugeboren, Steven](#); [Payne, James](#); [Ringel, Aaron](#); [Sasseville, Sonya](#); [Wall, Tom](#); [Walsh, Ed](#); [Wood, Anna](#); [Wooden-Aguilar, Helena](#); [Yamada, Richard \(Yujiro\)](#); [Zepp, Richard](#)
Subject: where oh where is your 278?
Date: Tuesday, August 07, 2018 5:11:00 PM

Hi there,

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From: [Fugh, Justina](#)
Cc: [Ross, Margaret](#)
Bcc: [Brown, Byron](#); [Hitchens, Lynnnan](#); [White, Elizabeth](#); [Adams, Elizabeth](#); [Battin, Andrew](#); [Benforado, Jay](#); [Best-Wong, Benita](#); [Buhl, Rick](#); [Cory, Preston \(Katherine\)](#); [Filippelli, John](#); [Garland, Jay](#); [Grantham, Nancy](#); [Guerrero, Carmen](#); [Guisseppi-Elie, Annette](#); [Kenny, Shannon](#); [Lyons, Troy](#); [Manzanilla, Enrique](#); [McLain, Jennifer](#); [Munns, Wayne](#); [Noga, Vaughn](#); [Scott, Jeff](#); [Shimmin, Kaitlyn](#)
Subject: where oh where is your 278?
Date: Wednesday, June 27, 2018 11:38:00 AM

Hi there,

According to our records, you still have not submitted your annual public financial disclosure report (the OGE 278) in INTEGRITY. You asked for and were granted a 45-day extension, which means your report is due this Friday, June 29. You absolutely are required by law to complete this form (that reports on CY 2017). You have been receiving notification reminders from INTEGRITY.gov and now this email from me. Yikes! How are you doing on your report? If you need more time, you can ask me for one more extension of time, but you must ask before your deadline expires on Friday. To request another 45-day extension, send me an email with an explanation for why you need more time (e.g., travel, workload, need to gather financial information). If you don't ask for another extension, then you will have a 30 day grace period before we assess the \$200 late filing fee.

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From: [Fugh, Justina](#)
To: [Bennett, Tate](#)
Cc: [Ross, Margaret](#)
Subject: where oh where is your financial disclosure report?
Date: Friday, August 11, 2017 8:59:00 PM

REMINDER: You asked for and received a 90 day extension, which expired on 7/18/17. Your 30 day grace period expires on THURSDAY, August 17. I cannot give you any more time, so please don't ask. We can assess a \$200 late filing fee if you don't get your report in by Monday.

According to INTEGRITY, you have not yet submitted your report. If you think you did – HA! – think again! You need to go into INTEGRITY (www.integrity.gov) to open your form, then scroll down the left hand menu to click on “submit report.” Wait for that page to load, then scroll down the page to get to the attestation paragraph. Attest and then hit the submit button.

Here are your reminders about filling out the form online

EPA has now moved to an entirely electronic filing system next year (called INTEGRITY.gov or INTEGRITY), so you must file the form (now called the OGE 278e) electronically. You are required by law to complete the form, which will help us determine whether you have any financial conflicts of interest or other ethics concerns. There are several important things to know about the OGE-278e: (1) it is a public form (which means that anyone can ask for a copy of your form, but Congress repealed the requirement for public posting to the internet); (2) you have to fill it out every year you are in this position; (3) when you leave the position, you will have to file a termination report; and (4) you will be subject to a late filing fee of \$200 for not filing your report timely, and there are also civil and criminal penalties for failure to file at all or for inaccurate reporting.

THE FINANCIAL DISCLOSURE REPORT, OGE-278e

We created an account for you in INTEGRITY, which is the electronic filing system operated and secured by the Office of Government Ethics (OGE). Your user ID is your EPA email address. You were assigned a “new entrant” report with the EPA’s business address already included. Do not enter your personal home address in that place. For help in INTEGRITY, check out the information on the OGC/Ethics website at <http://intranet.epa.gov/ogc/Integrity/Landingpage.html> . The email from INTEGRITY.gov will provide you with specific instructions to log into the federal government’s max.gov site, the gateway to INTEGRITY.

HELPFUL HINTS FOR FILLING OUT THE FORM

- This is a wretched and exacting form.
- You will get three different places to report assets: filer's employment-related assets and income, spouse's employment related assets and income , and other assets and income. So you are reporting the assets for yourself, your spouse and your dependent children. We don't really care where you report your assets, just that you do report them all someplace.
- You must include any investment asset that is worth more than \$1000. Include any income from any source that exceeded \$200 during the reporting period (including outside jobs or hobbies, rental income). Include any cash/savings accounts that have more than \$5000.
- Enter each asset separately. Don't lump items together on one line. Be sure to provide the valuation of the asset AND the amount of the income. For assets that aren't mutual funds, you also have to report the type of income (e.g., dividends, cap gains).
- For 401(k) or IRA plans, provide the name of each of the underlying assets. Don't just write "Vanguard IRA" or "mutual fund." You must specify each asset separately and give the valuation and amount of accrued investment income. The definition of "investment income" is NOT tied to what's taxable! You must report accrued income, even if tax deferred or exempt, that you got in the asset over the reporting period (which is last calendar year + this calendar year, up to the date of filing). Look at 1099 forms for the accrued income from investments or review your statements.
- Do not report your federal salary, your spouse's federal salary, or TSP
- But if you (not your spouse) have any earned income (e.g., outside job, paid pension), you have to report the actual amount of that income.
- But if your spouse works outside of federal service, then include your spouse's employer but not the amount of your spouse's salary. If you are not legally married, do not report your significant other's employer.
- Don't forget to include any life insurance policies (whole life or variable life) as well as the underlying investments, but do not report term life insurance.
- If you have nothing to report in a section, be sure to click the "nothing to report" button

Let me know if you have any problems! Just get SOMETHING submitted to stop the clock, and we'll help you with the rest!

Cheers,

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: [Ross, Margaret](#)
To: [Chmielewski, Kevin](#)
Cc: [Fugh, Justina](#)
Subject: Notification of Release: Your public financial disclosure report (OGE 278e) has been requested
Date: Friday, February 16, 2018 12:29:00 PM

Hi Kevin,

You may recall that Justina Fugh mentioned to you that, as a public financial disclosure filer, your 278 reports can be made available to the public upon request. I'm writing to confirm that your report has been requested and will be released in 24 hours. Because you have not submitted your new entrant report, we will be stating that we have no responsive documents. Here is the list of all the individuals who have requested your information, along with the organizations they represent, and the dates of release.

Request #	Requested 278	Requested by	Requesting Org	Date of response or closure
3	Chmielewski, Kevin	(b) (6)	(b) (6)	2/17/2018
9	Chmielewski, Kevin	(b) (6)	(b) (6)	2/17/2018
10	Chmielewski, Kevin	(b) (6)	(b) (6)	2/17/2018
11	Chmielewski, Kevin	(b) (6)	(b) (6)	2/17/2018
12	Chmielewski, Kevin	(b) (6)	(b) (6)	2/17/2018
16	Chmielewski, Kevin	(b) (6)	(b) (6)	2/17/2018
20	Chmielewski, Kevin	(b) (6)	(b) (6)	2/17/2018

Because the requestor is a member of the press, I'll be notifying OPA of the request and EPA's response (but OPA will not be able to see your file).

PLEASE NOTE: This public release of information does not absolve you of your obligation to submit your new entrant report. You must still file your report. In addition to a late filing fee, please understand that individuals who fail to file required public disclosure reports risk serious consequences, including Agency disciplinary action pursuant to 5 U.S.C. app. § 104(c) and 5 C.F.R. § 2634.701(d), civil action pursuant to 5 U.S.C. app. § 104(a)(1), and criminal penalties pursuant to 5 U.S.C. app. § 104(a)(2) and 18 U.S.C. § 1001.

Best,
Margaret

Margaret Ross | Ethics Officer | Office of General Counsel | US EPA | William Jefferson Clinton Federal Building Room 4310A North | Washington, DC 20460 (for ground deliveries: 20004) | phone 202-564-3221

From: [Ross, Margaret](#)
To: [Lyons, Troy](#); [Fugh, Justina](#)
Subject: RE: heads up?
Date: Friday, February 2, 2018 11:20:00 AM

Your report was submitted and certified by Justina over the weekend, as noted in the email. You've done everything required of you.

Margaret Ross | Ethics Officer | Office of General Counsel | US EPA | William Jefferson Clinton Federal Building Room 4310A North | Washington, DC 20460 (for ground deliveries: 20004) | phone 202-564-3221

From: Lyons, Troy
Sent: Friday, February 2, 2018 11:11 AM
To: Fugh, Justina <Fugh.Justina@epa.gov>; Ross, Margaret <Ross.Margaret@epa.gov>
Subject: FW: heads up?
Importance: High

I thought this was handled.

From: Bowman, Liz
Sent: Friday, February 2, 2018 11:08 AM
To: Lyons, Troy <lyons.troy@epa.gov>
Subject: FW: heads up?

From: Fugh, Justina
Sent: Friday, February 2, 2018 10:09 AM
To: Bowman, Liz <Bowman.Liz@epa.gov>
Cc: Minoli, Kevin <Minoli.Kevin@epa.gov>; Ross, Margaret <Ross.Margaret@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: heads up?

Hi Liz,

You remember that the public financial disclosure reports of anyone at EPA can be requested and released, right? Well, under the law, we are supposed to release the report (whether reviewed and certified by OGC/Ethics or not) within 30 days of receiving it. Thus, any requestor might expect to see a report within 30 days of sending in the request. What we have done historically in OGC/Ethics was to do our best to certify reports before release. And, until now, requestors have been okay with our tardiness in releasing reports.

I was told informally that CREW intends to file suit against EPA for failing to meet our deadlines in releasing reports to them, unless we release what we have by Monday, February 5. To that end, OGC/Ethics has notified the few remaining new entrant filers to urge them to answer the outstanding questions. In some cases, we have been waiting for answers for more than five months.

I'm writing to let you know that there may be a news story of some kind based on the fact that we have a handful of new entrant filers whose reports are still not certified. Here they are,

(b) (5) [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

In addition, we have outstanding reports to release that we could not certify for people who have since left EPA: David Schnare, George Sugiyama, Madeline Morris. And we never got any report from Sydney Hupp.

I don't know if this will be a story or not, Liz, but thought you'd like to know the background.

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: [Bowman, Liz](#)
To: [Ross, Margaret](#); [Fugh, Justina](#); [Minoli, Kevin](#)
Cc: [Grantham, Nancy](#)
Subject: RE: heads up?
Date: Friday, February 2, 2018 4:54:19 PM

Thanks, Margaret. Appreciate your work on getting these completed.

From: Ross, Margaret
Sent: Friday, February 2, 2018 3:59 PM
To: Fugh, Justina <Fugh.Justina@epa.gov>; Bowman, Liz <Bowman.Liz@epa.gov>; Minoli, Kevin <Minoli.Kevin@epa.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: RE: heads up?

Hi All,

I've just certified Millan Hupp's report, and will be working on Mr. Kelly's for the remainder of the day and into the weekend if necessary (doing data entry from materials he provided to me). There are a couple of missing pieces that he's still working to get me, but the report is very nearly done.

That leaves Lincoln and Sarah. I'm taking my computer home, and I have my trusty public financial disclosure reviewers guide at home, so I'm happy to answer phone calls from filers this evening and over the weekend if I can be of help. 202-564-3221

Best,

Margaret

Margaret Ross | Ethics Officer | Office of General Counsel | US EPA | William Jefferson Clinton Federal Building Room 4310A North | Washington, DC 20460 (for ground deliveries: 20004) | phone 202-564-3221

From: Fugh, Justina
Sent: Friday, February 2, 2018 1:57 PM
To: Bowman, Liz <Bowman.Liz@epa.gov>; Minoli, Kevin <Minoli.Kevin@epa.gov>
Cc: Ross, Margaret <Ross.Margaret@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: RE: heads up?

Hi Liz,

We have notified the tardy souls multiple times, and again urgently this week (with a note about the possible suit to compel release). With respect to the people who have left EPA, their forms are still releasable. What happened is that they left before finalizing their reports with us.

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: Bowman, Liz

Sent: Friday, February 02, 2018 12:53 PM

To: Minoli, Kevin <Minoli.Kevin@epa.gov>; Fugh, Justina <Fugh.Justina@epa.gov>

Cc: Ross, Margaret <Ross.Margaret@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>

Subject: RE: heads up?

Right, I think it would be helpful if you all could let these folks know that they need to get this filed with you guys today or by Monday (if that is the correct date)? With regard to those who aren't here anymore (i.e. Maddy), is it accurate to state (b) (5)

From: Minoli, Kevin

Sent: Friday, February 2, 2018 12:51 PM

To: Bowman, Liz <Bowman.Liz@epa.gov>; Fugh, Justina <Fugh.Justina@epa.gov>

Cc: Ross, Margaret <Ross.Margaret@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>

Subject: RE: heads up?

Hi Liz- (b) (5)

Justina- (b) (5)

(b) (5)

Liz- (b) (5)

Thanks,

Kevin

Kevin S. Minoli

Principal Deputy General Counsel

Office of General Counsel

US Environmental Protection Agency

Main Office Line: 202-564-8064

From: Bowman, Liz

Sent: Friday, February 02, 2018 11:09 AM

To: Fugh, Justina <Fugh.Justina@epa.gov>

Cc: Minoli, Kevin <Minoli.Kevin@epa.gov>; Ross, Margaret <Ross.Margaret@epa.gov>;
Grantham, Nancy <Grantham.Nancy@epa.gov>

Subject: RE: heads up?

Thanks; if people file this by the 5th, will it negate the lawsuit?

From: Fugh, Justina

Sent: Friday, February 2, 2018 10:09 AM

To: Bowman, Liz <Bowman.Liz@epa.gov>

Cc: Minoli, Kevin <Minoli.Kevin@epa.gov>; Ross, Margaret <Ross.Margaret@epa.gov>;
Grantham, Nancy <Grantham.Nancy@epa.gov>

Subject: heads up?

Hi Liz,

You remember that the public financial disclosure reports of anyone at EPA can be requested and released, right? Well, under the law, we are supposed to release the report (whether reviewed and certified by OGC/Ethics or not) within 30 days of receiving it. Thus, any requestor might expect to see a report within 30 days of sending in the request. What we

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(b) (5) [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

In addition, we have outstanding reports to release that we could not certify for people who have since left EPA: David Schnare, George Sugiyama, Madeline Morris. And we never got any report from Sydney Hupp.

I don't know if this will be a story or not, Liz, but thought you'd like to know the background.

Justina

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